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6
7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9
10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 EFRAIN GARCIA-MEDINA,

14 Defendant.
15

CASE NO.: **2:17-cr-00359-RFB-GWF-1**

**MOTION FOR PRE-PLEA CRIMINAL
HISTORY CALCULATION**

16 COMES NOW the Defendant, EFRAIN GARCIA-MEDINA, by and through his attorney
17 ADRIAN M. LOBO of Lobo Law PLLC, and moves this Honorable Court for Pre-plea Criminal
18 History Calculation.
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- 20 1. The Government has made an offer to resolve this matter pursuant to a Guilty Plea
21 Agreement rather than proceeding forward with the Jury Trial that is scheduled for
22 October 15, 2018. To adequately advise Mr. Garcia-Medina of the potential time he is
23 facing under the potential resolution, the undersigned is requesting a court order seeking
24 a pre-plea criminal history calculation.
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- 1 2. This calculation is requested because Mr. Garcia- Medina is potentially a career criminal
2 and it is unclear how many convictions he has that could be used for his calculation.

3 DATED this 13th day of August, 2018.

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5 LOBO LAW PLLC

6
7 /s/ Adrian M. Lobo

8 ADRIAN M. LOBO
9 Counsel for Defendant
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12 UNITED STATES OF AMERICA,

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**ORDER FOR PRE-PLEA CRIMINAL
HISTORY CALCULATION**

17 **ORDER**

18
19 IT IS THEREFORE ORDERED that the United States Probation Office shall prepare a
20 criminal history calculation for the Defendant to determine his potential sentence exposure under
21 the Guilty Plea Agreement, in accordance with the Federal Sentencing Guidelines.

22 DATED this 15th day of August, 2018

23 

24 **RICHARD F. BOULWARE, II**
25 **UNITED STATES DISTRICT JUDGE**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of August, 2018 the undersigned served the foregoing **MOTION FOR PRE-PLEA CRIMINAL HISTORY CALCULATION & ORDER FOR PRE-PLEA CRIMINAL HISTORY CALCULATION** on all counsel of record herein by causing a true copy thereof to be filed with the Clerk of Court using the CM/ECF system, which was served via electronic transmission by the Clerk of Court pursuant to local order.

/s/ Alejandra Romero

An employee of Lobo Law PLLC